

Senate File 2150

S-5076

1 Amend Senate File 2150 as follows:

2 1. By striking page 1, line 3, through page 2, line
3 22, and inserting:

4 <2. *Intermediate license.*

5 a. The department may issue an intermediate
6 driver's license to a person sixteen or seventeen years
7 of age who possesses an instruction permit issued under
8 subsection 1 or a comparable instruction permit issued
9 by another state for a minimum of ~~six~~ twelve months
10 immediately preceding application, and who presents an
11 affidavit signed by a parent, guardian, or custodian
12 on a form to be provided by the department that the
13 permittee has accumulated a total of twenty hours of
14 street or highway driving of which two hours were
15 conducted after sunset and before sunrise and the
16 street or highway driving was with the permittee's
17 parent, guardian, custodian, instructor, a person
18 certified by the department, or a person at least
19 twenty-five years of age who had written permission
20 from a parent, guardian, or custodian to accompany
21 the permittee, and whose driving privileges have
22 not been suspended, revoked, or barred under this
23 chapter or chapter 321J during, and who has been
24 accident and violation free continuously for, the
25 ~~six-month~~ twelve-month period immediately preceding the
26 application for an intermediate license. An applicant
27 for an intermediate license must meet the requirements
28 of section 321.186, including satisfactory completion
29 of driver education as required in section 321.178
30 or 321.180C, and payment of the required license fee
31 before an intermediate license will be issued.

32 b. ~~A Unless accompanied in accordance with~~
33 subsection 1, a person issued an intermediate license
34 must limit the number of unrelated minor passengers in
35 the motor vehicle when the intermediate licensee is
36 operating the motor vehicle to the number of passenger
37 safety belts one. For purposes of this subsection,
38 "unrelated minor passenger" means a passenger who is
39 under twenty-one years of age and who is not a sibling
40 of the driver, a stepsibling of the driver, or a child
41 who resides in the same household as the driver.

42 c. Except as otherwise provided, a person issued
43 an intermediate license under this subsection who
44 is operating a motor vehicle between the hours of
45 ~~twelve-thirty a.m. eleven p.m. and five a.m.~~ must be
46 accompanied by a person issued a driver's license
47 valid for the vehicle operated who is the parent,
48 guardian, or custodian of the permittee intermediate
49 licensee, a member of the permittee's intermediate
50 licensee's immediate family if the family member

1 is at least twenty-one years of age, an approved
2 driver education instructor, a prospective driver
3 education instructor who is enrolled in a practitioner
4 preparation program with a safety education program
5 approved by the state board of education, or a person
6 at least twenty-five years of age if written permission
7 is granted by the parent, guardian, or custodian, and
8 who is actually occupying a seat beside the driver.
9 However, a licensee may operate a vehicle to and
10 from school-related extracurricular activities and
11 work without an accompanying driver between the hours
12 of ~~twelve-thirty a.m.~~ eleven p.m. and five a.m. if
13 such the licensee possesses a waiver on a form to be
14 provided by the department. An accompanying driver
15 is not required between the hours of five a.m. and
16 ~~twelve-thirty a.m.~~ eleven p.m.>

17 2. Page 3, after line 9 by inserting:
18 <Sec. ____ . NEW SECTION. 321.180C Intermediate
19 driver's license — special procedure.

20 1. *Teaching parent.* As an alternative to the
21 driver education requirements under section 321.178,
22 a teaching parent may instruct a student in a driver
23 education course that meets the requirements of this
24 section and provide evidence that the requirements
25 under this section have been met.

26 2. *Definitions.* For purposes of this section:

27 a. *"Approved course"* means driver education
28 curriculum approved by the department pursuant to rules
29 adopted under chapter 17A. An approved course shall,
30 at a minimum, meet the requirements of subsection 3
31 and be appropriate for teaching-parent-directed driver
32 education and related street or highway instruction.
33 Driver education materials that meet or exceed
34 standards established by the department for an approved
35 course in driver education for a public or private
36 school shall be approved unless otherwise determined by
37 the department. The list of approved courses shall be
38 posted on the department's internet site.

39 b. *"Student"* means a person between the ages of
40 fourteen and twenty-one years who is within the custody
41 and control of the teaching parent and who satisfies
42 preliminary licensing requirements of the department.

43 c. *"Teaching parent"* means a parent, guardian,
44 or legal custodian of a student who is currently
45 providing competent private instruction to the student
46 pursuant to section 299A.2 or 299A.3 and who provided
47 such instruction to the student during the previous
48 year; who has a valid driver's license, other than a
49 motorized bicycle license or a temporary restricted
50 license, that permits unaccompanied driving; and who

1 has maintained a clear driving record for the previous
2 two years. For purposes of this paragraph, "*clear*
3 *driving record*" means the individual has not been
4 identified as a candidate for suspension of a driver's
5 license under the habitual offender provisions of the
6 department's regulations; is not subject to a driver's
7 license suspension, revocation, denial, cancellation,
8 disqualification, or bar; and has no record of a
9 conviction for a moving traffic violation determined to
10 be the cause of a motor vehicle accident.

11 3. *Course of instruction.*

12 a. An approved course administered by a teaching
13 parent shall consist of but not be limited to the
14 following:

15 (1) Thirty clock hours of classroom instruction.

16 (2) Forty hours of street or highway driving
17 including four hours of driving after sunset and before
18 sunrise while accompanied by the teaching parent.

19 (3) Four hours of classroom instruction concerning
20 substance abuse.

21 (4) A minimum of twenty minutes of instruction
22 concerning railroad crossing safety.

23 (5) Instruction relating to becoming an organ
24 donor under the revised uniform anatomical gift Act as
25 provided in chapter 142C.

26 (6) Instruction providing an awareness about
27 sharing the road with bicycles and motorcycles.

28 b. The content of the course of instruction
29 required under this subsection shall be equivalent
30 to that required under section 321.178. However,
31 reference and study materials, physical classroom
32 requirements, and extra vehicle safety equipment
33 required for instruction under section 321.178 shall
34 not be required for the course of instruction provided
35 under this section.

36 4. *Course completion and certification.* Upon
37 application by a student for an intermediate license,
38 the teaching parent shall provide evidence showing
39 the student's completion of an approved course and
40 substantial compliance with the requirements of
41 subsection 3 by affidavit signed by the teaching
42 parent on a form to be provided by the department. The
43 evidence shall include all of the following:

44 a. Documentation that the instructor is a teaching
45 parent as defined in subsection 2.

46 b. Documentation that the student is receiving
47 competent private instruction under section 299A.2
48 or the name of the school district within which the
49 student is receiving instruction under section 299A.3.

50 c. The name of the approved course completed by the

1 student.
2 *d.* An affidavit attesting to satisfactory
3 completion of course work and street or highway driving
4 instruction.
5 *e.* Copies of written tests completed by the
6 student.
7 *f.* A statement of the number of classroom hours of
8 instruction.
9 *g.* A log of completed street or highway driving
10 instruction including the dates when the lessons were
11 conducted, the student's and the teaching parent's name
12 and initials noted next to each entry, notes on driving
13 activities including a list of driving deficiencies and
14 improvements, and the duration of the driving time for
15 each session.
16 5. *Intermediate license.* Any student who
17 successfully completes an approved course as
18 provided in this section, passes a driving test to
19 be administered by the department, and is otherwise
20 qualified under section 321.180B, subsection 2, shall
21 be eligible for an intermediate license pursuant
22 to section 321.180B. Twenty of the forty hours of
23 street or highway driving instruction required under
24 subsection 3, paragraph "a", subparagraph (2), may
25 be utilized to satisfy the requirement of section
26 321.180B, subsection 2.
27 6. *Full license.* A student must comply with
28 section 321.180B, subsection 4, to be eligible for a
29 full driver's license pursuant to section 321.180B.>
30 3. By renumbering as necessary.

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